G. R. S. IX-5]

Previous references. 1900

191

(L.B)

Later references.

File No. /

Serial Nos. 1-4

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-4

Part B for Jan of

SUBJECT.

Prevention of Cutting or Mutilating Shady trees in Compounds of Govt Buildings occupied as residence

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Indexed

W D 88—GPB—50,000—24-7-16

Note

At the meeting of the Chikmagalur Town Municipal Board held on the 20th July 1900, the members strongly protested at the "arbitrary manner", in which the Civil Surgeon lopped certain "shade-trees on the side of the municipal road opposite the Kadur sporting club gate" They further recorded their opinion as follows:—

"Messrs Gundappa and Mahomed Ali who have known the locality for years, say that the old compound of the building when it was a travellers' Bungalow only

Sl. 78, Reader VIII

only came to the ground and as far as they know, the trees belong to the municipality. In any case the trees overhung and shaded the municipal road, and it is much to be regretted that they were destroyed by the Civil Surgeon without reference either to the Board or the D. P. W."

(2) Thereupon the President was asked to submit the records, if any, bearing on the subject.

(3) The President submits herewith in original the Civil Surgeon's letter addressed to him, dated 27th Aug 1900, and states that there are no other records touching on the subject. With regard

Sl 79. 1st 1/21 order
(The present 1st Councillors order)

Letter no. 166 of 5.9.00

to the Civil Surgeon's explanation that he only formed the bees in question. The President (Mr. Sparke) says that it is to be feared that the majority of the bees have been lopped to such an extent that it is doubtful whether they will recover and adds that the Civil Surgeon should have at first obtained professional opinion before taking action

Dr Fernandez also has written a D.O. to the Secy on the same subject (vide Sl no 80)

Submitted for orders.

18/9/18

Met 18/9 The question is who is

Sl 80

the owners of the trees in
Section 1. If it is the
Civil Surgeon. it not
clear what right the Municipality has in
the matter The very
fact that the Municipal
Board thought it
unnecessary to proceed
beyond a mere protest
& that too in the absence
of the Civil Surgeon & without
calling for any explan
from him, does not
show that the Board
consider themselves the
owners of the trees

Submitted for 19/9/00

I think there are other
questions you will investigate
before. Do so and, the
decision of the Chief Engr
must be accepted.

Submit for yr's with
reference to Municipal letter
made by him to the
order of 16/8/00

20/9/00

It was found that
the Govt building
& the D.W.S. has
conduit on it

Draft
21.

D.O. 4 Bm
22-9-00
Please send
under sealed cover
& registered
post
24.9.00

The Chief Engr
opinion having been
accordingly called for. He
says that the Civil Surgeon
should have obtained
the permission of the
Exc. Engineer and that
a circular will be
issued from his office
in view to prevent trees
in compounds of Govt
buildings accepted as
residences being in future
cut or mutilated

Submitted for
orders.

Dy 7/12

Asst
10/12/00

2739
10-9-1900-1 4
L416 ~~189~~

From The President of the Municipalities in Madura

To The Secretary to the Govt of Impore General & Revenue depts

Dated 5th

Despatched 7th September 1900

Received

Section L13
No 1-00
1

General No. 166
No.

Enclosure No./

Forwarding letter in original from the Civil Surgeon and stating that there is no record bearing on the destruction of shady trees by the Civil Surgeon.

L 7 11-97 to 365 C 1.7
10.9 a

A.S. cha
org 17/9
2 + Memo put up
Mad
18/9
Submitted for orders
write a memo
org 18/9/00

1900 1901

Kadur District Municipal Boards'
Presidents' Office

Dated Camp Kadur 5th September 1900.

From

The President of the
Municipalities in the
Kadur District

To.

The Secretary to the
Government of Mysore
General and Revenue department

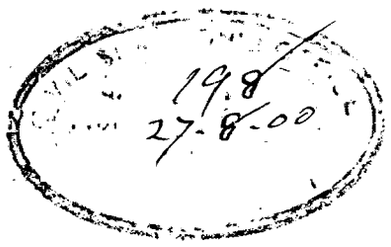
Sir.

With reference to the last para of G. O. no: 2296 X dated the 16th August 1900 (L.R. 11-97) X 2851 in the file. 15/8/1900

Calling for the submission of records bearing on the destruction of Shady trees by the Civil Surgeon of Kadur district, I have the honor to forward herewith in original letter no 198 of the 27th idem received from the Civil Surgeon, and to state that there

are

1/a 5



From

The Civil Surgeon,
Kadur Distt,
Cheekamagloor

To,

The Presidents,
of the Municipalities,
Kadur Circle

Sir,

Adverting to your docket
No-236 dated 23rd August 1900,
enclosing extract from the
Proceedings of the Municipal
Meeting held on 20th July
last- re the pruning of certain
trees in my Compound, I
have the honor to state that
as the trees in question were
growing too much and the
branches were spreading
too far, I had some of the
branches pruned in order
to protect my water bonda
(which is near these trees) from
the constant droppings during the

heavy rains and the leaves dropping into it and causing the water to stagnate, which if not prevented would cause malaria and render the water unfit for use After the trees were pruned, I wrote to the Executive Engineer as Custodian of my premises, to remove the cuttings and dispose them off - He had them sold by public auction and they were all removed from my Compound.

2. As regards the opinion said to have been expressed by Municipal members Gundappa and Mahamed Ali, that the trees belonged to the Municipality and that the Compound of my Bungalow, when it was the old Travellers Bungalow, only came to the pond - The fact is, that the pond they speak of is not the one that exists now and the 2 Municipal members mentioned above themselves inform me that they are not aware of the change of the bunda till I mentioned it to them and that when they expressed their opinion regarding the trees, it was under the belief that the

From

THE SECRETARY TO THE
GOVT. OF MYSORE,
GENERAL AND REVENUE DEPTS.

To

THE Chief Engineer
Mysore.

I place in a new file
Destruction of a lopping of
shade trees in the Civil Bungalow
at Chickmagalur & papers in
complete reference thereon. 8/10

To Hd Clerk
This has been examined in
Lr 13-9-95. May it remain?
12-10

This ought to go
into file. Correct. Copies placed
on 12/10

Section C B
File No 1-00 Dated 12/10/00
Serial No 2 Despatched
Received

From the same
5905 95-1200 1905

Y 2/619

General No. 5715-5
L. F. ~~138-95~~ 17-1900
Enclosure No. one

(1) Para VIII of the Proceedings of the Mal Bd of Chickmagalur held on 20th Jul '00.

(2) Letter No. 166 of 5th Sep 1900 from the President Mal Bd. Kadur

(3) Civil Surgeons letter No. 198 of 27-8-00 addressed to the President of the Mal Bd. Kadur

I am forwarding herewith copies of the marginally noted correspondence in regard to the lopping by the Civil Surgeon of Chickmagalur, of certain shade trees on the side of the Municipal Road opposite the Kadur Club gate, and have the honor to request that he will be so good as to favour Govt with his opinion thereon

I have &c
Secretary
4/10/00

189

MYSORE P. W. DEPARTMENT

No. 6305-7-XII. W.

From The Chief Engineer of Mysore.

To The Secretary to Govt. General Rev. Deptt.

Dated Bangalore 189

Despatched 5th December 1900

Enclosures No. 1. Kadur Exe: Engrs No: 3568/19 11/00 with Enc 1. Tracing.

SUBJECT. 3

Forwards Kadur Dy Exe: Engineer's reference in regard to the lopping by the Civil Surgeon of Chickmagalore of certain trees on the side of the Municipal Road opposite the Kadur Club Gate.

8 L 4005

LB
No 1-00
Serial No 8

To the Secretary to Govt. General Rev. Deptt. for information

Dy 22/12

Drafted 28/12/00

Submitted to the 1st A Commr & with the case continued.

10/12/00.

R D 7 Bm 12.12.00

Read - record and send for information

17.12.00

17/12

1 2

V.P.C. Office 7/12

File

23/11/00

Submitted
24-11-1900
5662
1600

Mysore Circle

No. 4682 D/30/11/00

Forwarded in original to the Chief Engineer of Mysore with reference to his No. 4877 D/ 15th October 1900, the original enclosures received with which are herewith returned —

W. W. Hudleston
Superintending Engr
Western Circle —

Enclosures.
3 Annexures.
1 Drawing.

SUPERINTENDING ENGINEER'S OFFICE
REG'D No. 4203
23-11-1900.
CIRCLE

From
The Executive Engineer
Kadur Division.

To
The Superintending Engineer
Western Circle.

Dated 19th November 1900.
Despatched 21st Nov 1900
Received
General No. 356
No.
Enclosure No. ✱ only 4 received

Superintending Engineer's no: 3970 of 20th October 1900, forwarding a copy of Chief Engineer's letter no: 4877 of the 15th Idem and calling for certain information regarding furnished on the lopping of certain shade trees by the Civil Surgeon of Chikmagalur.

Has the honor to submit herewith a tracing plan showing the Civil Surgeon's Quarters and Compound and the adjoining Municipal Roads. The figure ABCEDF shows the old Traveller's Bungalow & Compound

Compound / the old Travellers Bungalow having been converted into quarters for the Civil Surgeon as sanction-ed in Government Proceedings no 1661-4/17 of 13th June ...
The smaller figure A B C E F shows the present Civil Surgeon's Quarters and Compound. The trees formed are all in the figure A B. C E F or the Compound of the Civil Surgeon's Quarters. The cuttings from the trees were sold in auction and the amount realized was credited to Provincial Revenue receipts. The under-signed was absent from Head-Quarters at the time and a copy of the Sub-Divisional Officers report on the subject, is enclosed.

II. The 3 enclosures to the Chief Engineers letter are also herewith returned.

Madhavan
Offg: Executive Engineer
Kadur Division.

MM

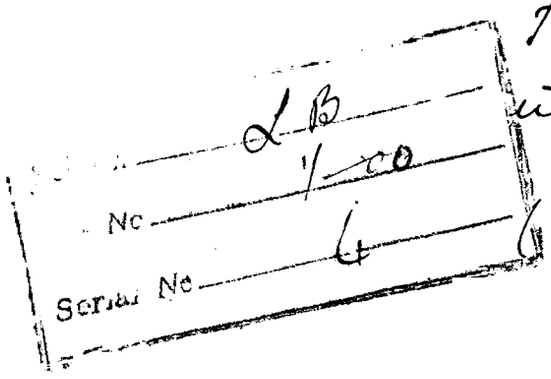
Read

Letter No. 5905 dy 5-12-00

from the Chief engineer

in Mysore

(here enter letter in full).



L1265

ms Copy issued HBK. 16.1.00

order thereon: ho 9004-43 dy 16-7-17-00
dy 16-1-01 communicated

Recorded and ~~forwarded~~

to all officers for information

dy 6/1/01.

dy 11-1-01

~~Secy~~ off Secretary
dy 31/1/01

Print

To

The Chief Engineer in Mysore

" Dy Comrs & President of Municipalities, Kadur Dt.

" Dy Comrs of the Districts

" Heads of Departments

Rec'd. receipts & thirty copy - 15/1/01.

Proceedings of the Government of Mysore, Local Boards Branch, Municipal and District Funds, dated 16th January 1901.

READ—

Letter No. 5905, dated 5th December 1900, from the Chief Engineer in Mysore.—

With reference to your No. 5155—L. F. 138-95, dated 12th October 1900, requesting my opinion in regard to the lopping by the Civil Surgeon of Chikmagalur, of certain trees on the side of the Municipal road opposite the Kadur Club gate, I have the honor to forward in original Kadur Division Executive Engineer's No. 356 of 19th ultimo, and its enclosures, and to inform you that, although the trees pruned by the Civil Surgeon were in the compound of his official quarters, as shown by the papers, he was not at liberty to cut or prune them, without the permission of the Executive Engineer of the district, who has charge of the building. No tenant of a private building would do any such thing without the consent of his landlord. In this case, the trees in question formed a portion of the avenue of the road skirting his compound, and it should have occurred to him that on this account at least, permission to prune them would be necessary.

2. In order to prevent trees in compounds of Government buildings, occupied as residences, being in future cut or mutilated, a circular will issue from this office, prohibiting tenants of such buildings interfering with the trees in the compound, without the consent of the Executive Engineer of the Division, and asking Superintending Engineers of Circles to add a para to the "Notice" put up in such buildings for the guidance of tenants.

No. 9004-43—L. F. 17-1900, DATED BANGALORE, 16TH JANUARY 1901.

ORDER THEREON—Recorded and communicated to all officers for information.

C. SREENIVASIENGAR,
Secy. to Govt., Gen. & Rev. Depts.

To—The Chief Engineer in Mysore.
The Deputy Commissioner and President of Municipalities, Kadur District.
The Deputy Commissioners of other Districts.
The Heads of Departments.

Exd.—C.V.

1900-1901

GOVERNMENT OF MYSORE

LOCAL BOARDS BRANCH, MUNICIPAL AND DISTRICT FUNDS.

PROCEEDINGS

Dated 16th January 1901

No. 9004-43 L. F. 17-1900

Recording and communicating to all officers the opinion of the Chief Engineer in regard to the lopping by the Civil Surgeon of Chikmagalur of certain trees in the compound of his official quarters.

SBP—21-1-1901—300